



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/654,382	09/01/2000	Wayne Harlan	30882UT1001

5179  
PEACOCK MYERS AND ADAMS P C  
P O BOX 26927  
ALBUQUERQUE, NM 871256927



## FORMALITIES LETTER



\*OC000000005493644\*

Date Mailed: 10/23/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

**DOCKETED**  
*Reply Due 12-23-00*

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

12/20/2000 MMARHOL 00000050 09654382  
65.00 DP  
01 FC:205

*Sector 8*

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**

Applicant(s): Wayne Harlan

Docket No.

30882UT1001

Serial No.  
09/654,382

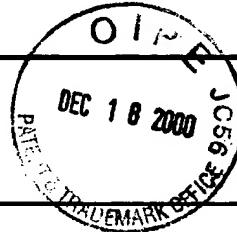
Filing Date  
September 1, 2000

Examiner

Group Art Unit

Invention:

**POLYMER-MODIFIED ASPHALT EMULSION**



I hereby certify that this **Response to Notice to File Missing Parts of Application and \$65 surcharge**  
(Identify type of correspondence)

is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The

Assistant Commissioner for Patents, Washington, D.C. 20231 on **December 12, 2000**  
(Date)

**Deborah A. Peacock, Reg. No. 31,649**

(Type or Print Name of Person Mailing Correspondence)

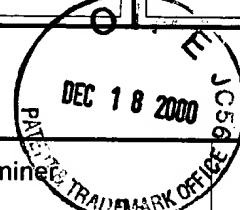
*Deborah A. Peacock*  
(Signature of Person Mailing Correspondence)

**Note: Each paper must have its own certificate of mailing.**

Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)

Docket No.  
30882UT1001

In Re Application Of: **WAYNE HARLAN**



Serial No.  
09/654,382

Filing Date  
September 1, 2000

Examiner

Group Art Unit

Invention:

**POLYMER-MODIFIED ASPHALT EMULSION**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
October 23, 2000

Date

Enclosed herewith for filing are the following:

- A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). (REQUIRED)
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.

declared verified small entity declaration(s)

is/are attached.

was/were filed on \_\_\_\_\_

A separate request for refund.

Other (list):

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
**30882UT1001**

In Re Application Of: **WAYNE HARLAN**

Serial No.  
**09/654,382**

Filing Date  
**September 1, 2000**

Examiner

Group Art Unit

Invention:

**POLYMER-MODIFIED ASPHALT EMULSION**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

Attention: Manager, Application Branch

Completion of application fees as calculated below:

Utility application filing fee \_\_\_\_\_

Design application filing fee \_\_\_\_\_

Total number of independent claims = \_\_\_\_\_

Total number of claims = \_\_\_\_\_

Multiple dependent claims \_\_\_\_\_

Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$65.00**

Petition and fee for filing by other than all the inventors or a person not the inventor \_\_\_\_\_

Fee for processing an application filed with a non-English language specification \_\_\_\_\_

Fee for processing and retention of application \_\_\_\_\_

Total completion of application fees **\$65.00**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

One month       Two months       Three months       Four months       Five months

from: \_\_\_\_\_

*Date*

until: \_\_\_\_\_

*Date*

Total time extension fees \_\_\_\_\_

Total fees due **\$65.00**

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.  
**30882UT1001**

In Re Application Of: **WAYNE HARLAN**

Serial No.  
**09/654,382**

Filing Date  
**September 1, 2000**

Examiner

Group Art Unit

Invention:

**POLYMER-MODIFIED ASPHALT EMULSION**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

Attention: Manager, Application Branch

The fee of **\$65.00** is to be paid as follows:

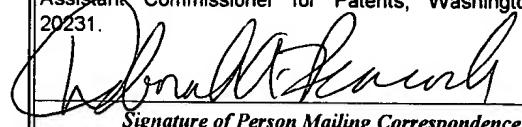
- A check in the amount of the fee is enclosed.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 13-4213
- A duplicate copy of this sheet is enclosed.
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 13-4213
- A duplicate copy of this sheet is enclosed.



*Deborah A. Peacock*  
Signature

Dated: **December 12, 2000**

I certify that this document and fee is being deposited on December 12, 2000 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.



*Deborah A. Peacock*  
Signature of Person Mailing Correspondence

**Deborah A. Peacock, Reg. No. 31,649**

*Typed or Printed Name of Person Mailing Correspondence*

CC: